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PART II—Section 4

Statutory Rules and Orders issued by the Ministry of Defence

MINISTRY OF DEFENCE

S.R.O. 313, dated 16th Aug. 1958.—With ref. to M. of D. notn. No. 303, dated 16th Aug. 1958, published in the Gazette of India, dated 30th Aug. 1958, issued under sub-section (1) of section 4 of the Land Acquisition Act, 1894 (I of 1894), the President of India, is pleased to declare under section 6 of the said Act that he is satisfied that the land mentioned in the Schedule is needed for a public purpose and, under section 7 of the said Act, to direct the Collector, Hissar to take order for the acquisition of the said land.

2. The case being one of urgency, the President of India, is further pleased under sub-section (1) of section 17 of the Act, to direct that the Collector, Hissar, though no award under section 11 has been made, may on the expiration of fifteen days from the publication of the notice mentioned in sub-section (1) of section 9, take possession of any waste or arable land forming part of the land mentioned in the Schedule for public purpose.

SCHEDULE

District	Tehsil	Village	Khasra Nos.	Approximate area	For what purpose required	Remarks
1	2	3	4	5	6	7
Bigha Biswa						
Hissar	Sirsā	Mirpur	101 1/2 Min. 103/2	5 0	11 5	Provision of additional works services for the Airfield, Sirsā.
			105 whole 109/1 Min. 107 1 " " " 112/3 113/1 " " " 99/1 100/1 " " " 118/2 120/2/1 " " " 119/2/1	9 0 2 0 6 9 4 11 1	1 12 1 15 1 18 2 8 9 13	Do.

1

2

3

4

5

6

7

		Bigha	Biswa
122	Whole	7	17
123/1	Min.	6	16
124/1	"	4	2
82/1	"	3	9
83/1	"	4	16
86/1	"	..	Less than Biswa
88/1	"	4	19
84/1	"	2	6
128/1	whole	1	19
104/2/2	"	5	8
104/4	"		
114/4	Min.	21	8
114/47	"	5	9
115/4			
106/1	"	2	6
353/111/1	Whole	4	13
354/111/1	Min.	0	12
117/2	"	2	10
121	Whole	7	5
		147	14

93 Acres

[No. 1/16/L/L&C/58/245-S/1/D(C&L).]

PRITAM SINGH, Under Secy.

S.R.O. 314, dated 27th Aug. 1958.—In exercise of the powers conferred by the proviso to article 309 of the Constitution, the President hereby directs that the following further amendments shall be made in the Contributory Provident Fund Rules (Military Engineer Services), India, published under the Government of India, late Def. Deptt., Notn No. 1156, dated the 8th Oct. 1938, namely:—

In the said Rules—

1. in rule 7, for sub-rule (1), the following sub-rule shall be substituted, namely:—

“(1) Every subscriber shall subscribe monthly to the Fund when on duty or foreign service but not during a period of suspension:

Provided that a subscriber on reinstatement after a period passed under suspension shall be allowed the option of paying in one sum, or in instalments, any sum not exceeding the maximum amount of arrears of subscriptions permissible for that period.”

2. in rule 10—

(a) To sub-rule (1), the following further proviso shall be added, namely:—

“Provided further that no contribution shall be payable in respect of any period for which the subscriber is permitted under the Rules not to, or does not, subscribe to the Fund.”

(b) After sub-rule (4), the following sub-rule shall be inserted, namely:—

“(5) Should a subscriber elect to pay arrears of subscriptions in respect of a period of suspension, the emoluments or portion of emoluments which may be allowed for that period, on reinstatement, shall, for the purpose of this rule, be deemed to be emoluments drawn on duty.”

(c) Existing sub-rules (5) and (6) shall be re-numbered as sub-rules (6) and (7) respectively.

3. in clause (b) of sub-rule (1) of rule 8—

the words and brackets “(i.e. one anna in the rupee)” and “(i.e. 2½ annas in the rupee)” shall be omitted.

4. in sub-rule (7) of rule 10—

for the words “eight annas”, the words “fifty naye paise” shall be substituted.

These amendments shall be deemed to have come into force on the 1st April, 1957.

5. in rule 11, sub-rule (6)—

before the words “or rule 23”, the words “or rule 22A” shall be inserted.

6. in rule 14, sub-rule (5)—

for the words “by instalments or otherwise” the words “in a lump sum or in monthly instalments not exceeding twelve” shall be substituted.

7. in clause (a) of sub-rule (1) of rule 19;

sub-clause (i) of clause (d) of sub-rule (1) of rule 20;

clause (i) of sub-rule (2) of rule 20 and

clause (i) of sub-rule (1) of rule 21

for the words “Third Schedule”, “Fourth Schedule”, “Fourth Schedule” and “Fifth Schedule”, the words “Second Schedule”, “Third Schedule”, “Third Schedule”, and “Fourth Schedule” respectively shall be substituted.

8. in clause (b) of sub-rule (1) of rule 8—

for the figures and words “6½ per cent”, the figures and words “8-1/3 per cent”, shall be substituted.

This amendment shall be deemed to have come into force on the 1st September, 1957.

9. In rule 4, for sub-rule (4), the following sub-rule shall be substituted, namely:—

“(4) If a Government servant admitted to the benefit of the Fund was previously a subscriber to any other contributory or non-contributory provident fund of the Central Government, the amount of his subscriptions and Government contributions in the other Contributory Provident Fund/or the amount of his subscriptions in the non-Contributory Provident Fund, as the case may be, together with interest thereon, shall be transferred to his credit in the Fund.”

10. in rule 4, the following sub-rule shall be added at the end, namely:—

“(5) If a Government servant admitted to the benefit of the Fund was previously a subscriber to any other Government Contributory Provident Fund or non-Contributory Provident Fund, the amount of his subscriptions and the Government contribution in the Contributory Provident Fund/or the amount of his subscriptions in the non-Contributory Provident Fund, as the case may be, together with interest thereon, shall be transferred to his credit in the Fund, with the consent of the other Government.

NOTE.—The provisions of sub-rules (4) and (5) shall not apply to a person who has retired and is subsequently re-employed, with or without a break in service, or to a person who was holding the former apptt. on contract.”

11. in rule 23, the following Explanation shall be inserted at the end, namely:—

"Explanation.—A subscriber, other than one who is appointed on contract or one who has retired and is subsequently re-employed, with or without a break in service, shall not be deemed to quit the service, when he is transferred without any break in service to a new post under a State Government or in another department of the Central Government (in which he is governed by another set of Provident Fund Rules), and without retaining any connection with his former post. In such case, his subscriptions and, the Government contribution, together with the interest thereon, shall be transferred—

(a) to his account in the other Fund in accordance with the rules of that Fund, if the new post is in another department of the Central Government, or

(b) to a new account under the State Government concerned, if the new post is under a State Government and the State Government consents, by general or special order, to such transfer of his subscriptions, the Government contributions, and interest".

[No. 45013/EIB.]

B. V. IYENGAR, Dy. Secy.

S.R.O. 315, dated 30th Aug. 1958.—In exercise of the powers conferred by section 60 of the Cantonments Act, 1924 (2 of 1924), the Cantonment Board, Bareilly, with the previous sanction of the Central Government, hereby makes the following amendment in the Schedule annexed to the notification of the Government of India, in the Min. of Def. S.R.O. 56, dated the 10th Feb. 1951, namely:—

Amendment

In the said Schedule,

Under the heading 'Class I articles of food and drink' in item 24 the words "milk and" shall be omitted.

[No. 58/23/G/L&C/58/2782-G/D(C&L).]

S.R.O. 316, dated 1st Sep. 1958.—In pursuance of sub-section (7) of section 13 of the Cantonments Act, 1924 (2 of 1924), the Central Government is pleased to notify the election of Shri Bulaqi Ram to the Cantonment Board, Faizabad from Ward No. II.

[No. 29/47/G/L&C/57.]
PRITAM SINGH, Under Secy.